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IN THE UNITED STATES BANKRUPTCY COURT FOR THE DISTRICT OF UTAH, CENTRAL DIVISION

	Chapter 11 16-24818-WTT
	Hon. William T. Thurman
In re CS Mining, LLC, Debtor	NOTICE OF WITHDRAWAL OF PROOFS OF CLAIMS AND ADMINISTRATIVE EXPENSE PRIORITY CLAIMS BY DAVID J. RICHARDS, CLINTON W. WALKER, DAVID D. MCMULLIN, CLARITY MANAGEMENT L.P. AND EMPIRE ADVISORS, LLC

In accordance with the settlement agreement entered into by and between Official Committee of Creditors Holding Unsecured Claims of the Bankruptcy Estate of CS Mining, LLC and Liquidation Trust of CS Mining, LLC, on the one hand, and David J. Richards ("Richards"), Clinton W. Walker ("Walker"), David McMullin ("McMullin"), Clarity Management L.P. ("Clarity") and Empire Advisors, LLC ("Empire"), on the other hand, which settlement was approved by the Court on July 5, 2019 [Docket No. 1506], Richards, Walker, McMullin, Clarity and Empire hereby withdraw the following proofs of claims and administrative priority expense claims, as well as any other proofs of claim or administrative claims filed by them or on their behalf:

- 1. Proof of Claim number 20012 in the sum of \$341,666.67 filed by Walker.
- 2. Proof of Claim number 199 in the sum of \$4,141,666.67 filed by Walker and Clarity.
 - 3. Proof of Claim number 201 in the sum of \$4,141,666.67 filed by Clarity.
 - 4. Proof of Claim number 20011 in the sum of \$392,692.49 filed by Clarity.
 - 5. Proof of Claim number 20015 in the sum of \$683,333.33 filed by Empire.
 - 6. Proof of Claim number 200 in the sum of \$4,483,333.33 filed by Empire.
 - 7. Proof of Claim number 20016 in the sum of \$192,000 filed by McMullin.
- 8. Administrative Expense Priority Claim in the sum of \$199,623.00 filed by Walker and Clarity on September 26, 2017 [Docket No. 946].
- 9. Administrative Expense Priority Claim in the sum of \$199,623.00 filed by Richards on August 17, 2017 [Docket No. 890].

DATED: July 22, 2019 AFFELD GRIVAKES LLP

By: <u>/s/Christopher Grivakes</u> Christopher Grivakes

Counsel for Counsel for David J. Richards, Clinton W. Walker and David D. McMullin, Clarity Copper, LLC and Skye Mineral Investors, LLC, Admitted Pro Hac Vice

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CERTIFICATE OF SERVICE BY NOTICE OF ELECTRONIC FILING (CM/ECF)

I hereby certify that on the <u>23rd</u> day of July, 2019, I electronically filed the foregoing, **NOTICE OF WITHDRAWAL OF PROOFS OF CLAIMS AND ADMINISTRATIVE EXPENSE PRIORITY CLAIMS BY DAVID J. RICHARDS, CLINTON W. WALKER, DAVID D. MCMULLIN, CLARITY MANAGEMENT L.P. AND EMPIRE ADVISORS, LLC, with the United States Bankruptcy Court for the District of Utah by using the CM/ECF system. I further certify that the parties of record in this case, as identified below, are registered CM/ECF users and will be served through the CM/ECF system:**

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<u>CERTIFICATE OF SERVICE</u> <u>BY MAIL, OTHER</u>

I hereby certify that on the <u>23rd</u> day of July, 2019, I caused to be served a true and correct copy of the foregoing, **NOTICE OF WITHDRAWAL OF PROOFS OF CLAIMS AND ADMINISTRATIVE EXPENSE PRIORITY CLAIMS BY DAVID J. RICHARDS, CLINTON W. WALKER, DAVID D. MCMULLIN, CLARITY MANAGEMENT L.P. AND EMPIRE ADVISORS, LLC**, as follows:

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/s/ M. Darin Hammond

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